

AMENDMENTS TO THE DRAWINGS:

The attached sheet of drawings includes changes to Fig. 1. This sheet replaces the original sheet including Fig. 1.

Attachment: Replacement Sheet

REMARKS

The Examiner's attention to the instant response and Petition is noted with appreciation. The telephone discussion with the Examiner from March 30, 2010 is also noted with appreciation.

In response to the Examiner's Rule 312 Communication included with the Notice of Abandonment dated March 24, 2010, the Applicant herein provides a Petition to Revive An Abandoned Application under 37 CFR § 1.137(b), Unintentional Abandonment and includes an appropriate amendment in accordance with the Examiner's Amendment dated November 6, 2009.

The Examiner stated the "light tube intersecting with the roof must be shown or the feature(s) canceled from the claim(s)" in his Examiner's Amendment dated November 6, 2009. Applicant cancelled the feature from the claims in the response filed February 8, 2010. However, the Examiner has indicated in is Rule 312 Communication dated March 24, 2010 that "The amendment to the claims removes limitations that are critical to the allowability of the application. The requirement of the skylight having direct contact with the opening in the roof and sealing the roof without the use of any type of flashing is a critical limitation in the allowability of the invention. The direct contact without flashing in combination with the shape and orientation of the skylight read of the prior art of record for the case." The Examiner also noted in the Rule 312 Communication that the Applicant failed to timely file correct drawings.

We apologize about the misunderstanding. We thought the Examiner was giving us a choice to either delete the language in the claims or amend the drawings from the statement in the November 6, 2009 action.

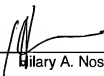
Applicant has amended the drawing in this amendment. Applicant has also amended claim 1 to clarify that the light tube has direct contact with the roof and seals the roof without the use of any type of flashing required. Independent claims 18 and 30 previously contained this language. Additionally claim 40 has been cancelled because of redundant language.

These amendments reflect the status of the claims on November 6, 2009 when the Examiner issued his request for a new drawing, along with new limitations of no flashing required.

We believe that the above-mentioned amendments and drawings are in compliance with the requirements identified by the Examiner. The Application is now believed to be in condition for allowance. Should the Examiner have any queries, suggestions or comments, the Examiner is invited to call the undersigned.

Respectfully submitted,

Date 4-26-2010

By  _____
Hilary A. Noskin, Reg. No. 60,570

Peacock Myers, P.C.
P.O. Box 26927
Albuquerque, New Mexico 87125-6925
505 998 6132
Customer No. 005179